

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Sang-hee Kim
Serial No.: 10/729,493
Filed: December 5, 2003
For: WIRELESS LOCAL AREA NETWORKS AND METHODS FOR ESTABLISHING
DIRECT LINK PROTOCOL (DLP) COMMUNICATIONS BETWEEN STATIONS
OF WIRELESS LOCAL AREA NETWORKS

Confirmation No. 1963

Examiner: Q. B. Vuong

Group Art Unit 2618

Date: October 16, 2009

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Sir:

Applicant submits the present paper to comment on the PTO Form 1449 that Examiner Vuong signed on July 20, 2009 and returned to Applicant with the Notice of Allowance that was issued in this case. Applicant had submitted this PTO Form 1449 on December 5, 2003 to identify an article by Velayutham et al. ("the Velayutham reference") to the U.S. Patent and Trademark Office. On the version of this PTO Form 1449 that Examiner Vuong signed on July 20, 2009, Examiner Vuong crossed out the Velayutham reference and added the comment "no date provided."

However, over a year earlier, on April 26, 2008, Examiner Vuong issued another signed version of this same PTO Form 1449 in which the Velayutham reference was initialed to indicate that it had been considered by Examiner Vuong. **Applicant is submitting the present paper so that the record is clear that the Velayutham reference was considered by Examiner Vuong during the prosecution of this case.** Applicant thus understands that the July 20, 2009 version of the PTO Form 1449 was provided as a formality to indicate that the reference cannot appear on the face of any patent that issues from the present application due to the absence of a date. Applicant has attempted to identify the publication date for the Velayutham reference but has been unable to do so. Applicant also hereby agrees to admit that the Velayutham reference is prior art to the present application and, in light of this admission, requests that the Examiner withdraw the July 20, 2009 version of the PTO Form 1449 so that the Velayutham reference may be listed on the face of the patent issuing from the present application.

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It is not believed that an extension of time and/or additional fee(s) – including fees for net addition of claims – are required, beyond those that may otherwise be provided for in documents accompanying this paper. In the event, however, that an extension of time is necessary to allow consideration of this paper, such an extension is hereby petitioned under 37 C.F.R. §1.136(a). Any additional fees believed to be due in connection with this paper may be charged to our Deposit Account No. 50-0220.

Respectfully submitted,

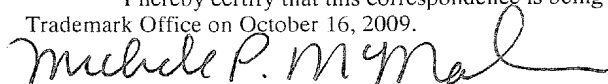


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CERTIFICATION OF ELECTRONIC TRANSMISSION UNDER 37 CFR § 1.8

I hereby certify that this correspondence is being transmitted electronically via EFS to the U.S. Patent and Trademark Office on October 16, 2009.


Michele P. McMahan
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